IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 1ST FEBRUARY 2007 / 12TH MAGHA 1928

Bail Appl..No. 549 of 2007()

CMP.503/2007 of J.M.F.C., KAYAMKULAM

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PETITIONER/2ND ACCUSED.

VOTTA,(A2) @ MUJEEB REHUMAN,
S/O.RAJAN, ZAKEENA MANZIL,
WEST OF FIRE STATION, KMC-WARD-35,
KAYAMKULAM MURI, KAYAMKULAM VILLAGE.

BY ADV. SRI.K.R.SUNIL

RESPONDENTS:

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1. STATE OF KERALA, REPRESETNED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

2. S.I.OF POLICE, KAYAMKULAM
POLICE STATION.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/02/2007 ALONG WITH OTHER CONNECTED CASES THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application Nos.549,553 & 554 of 2007

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Dated, this the 1st day of February 2007

ORDER

The common petitioner in these applications seeks regular bail. In B.A. 549/07 he is the 2nd accused in Crime No. 728 of 2006 of Kayamkulam Police Station for offences punishable under Sections 143, 147, 148, 323 and 324 read with Sec. 149 I.P.C. and Sec. .5 (1) (a) and 27(1) of Arms Act, 1959.

2. The occurrence in this case took place on 26-12-2006 at 9.30 p.m. involving altogether 5 accused persons. De facto complainant in the case is alleged to have attacked with a sword by A1 and with a absorbent's by the 2nd accused, the petitioner herein.

3. In B.A. 553 of 2006 the petitioner is the first accused in Crime No. 720 of 2006 of Kayamkulam Police Station for an offence punishable under Sec. 394 read with Sec. 34 I.P.C. . The occurrence allegedly took place on 20-12-2006 at 2 p.m. in which the petitioner who was a pillion rider of a motor cycle driven by A2 in the case is alleged to have snatched cash worth Rs. 1650/- and a mobile phone from the de facto complainant.

4. In B.A. 554 of 2007 petitioner is the 7th accused in Crime

No. 679 of 2006 of the same police station for offences punishable under sections 143, 147, 148, 452, 324, 427 and 506 (1) read with Sec. 149 I.P.C. The occurrence in this case is alleged to have taken place on 8-12-2006, when the petitioner and others are alleged to have tried to forcibly take a girl by name Sumi, who was loved by another person.

5. The petitioner was arrested on 28-12-2006 in connection with Crime No. 679 of 2006.

6. The learned Public Prosecutor opposed the application.

7. It is too early to accept the petitioner's contention that he was falsely implicated in Crime Nos. 720 and 728 consequent on the occurrence in Crime No. 679 of 2006. Going by the facts of the above cases, the petitioner is a formidable person. At this stage of investigation, if the petitioner is released on bail, he will interfere with the smooth investigation of the case. I am not inclined to grant bail to the petitioner.

This application is accordingly dismissed .

V. RAMKUMAR,

(JUDGE)

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